

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MICHAEL BROOKS,

Case No. 2:24-cv-00679-GMN-NJK

Petitioner,

ORDER

v.

DISTRICT ATTORNEY JOSHUA JUDD, et
al.,

Respondents.

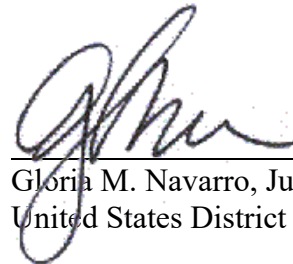
Petitioner Michael Brooks has submitted a Petition for Writ of Habeas Corpus under 28 U.S.C. § 2254. (ECF No. 1-1.) However, Brooks has not properly commenced this action by either paying the standard \$5.00 filing fee or filing a complete Application for Leave to Proceed *In Forma Pauperis* (“IFP”). Pursuant to 28 U.S.C. § 1914(a) and the Judicial Conference Schedule of Fees, a \$5.00 filing fee is required to initiate a habeas action in a federal district court. This Court may authorize an indigent prisoner to begin a habeas action without paying the \$5 fee if he or she submits an IFP Application on the approved form and includes three specific documents: (a) the prisoner’s financial declaration and acknowledgement showing an inability to prepay fees and costs, (b) a financial certificate signed by the prisoner and an authorized prison official, and (c) a copy of the prisoner’s account statement for the six-month period prior to filing. 28 U.S.C. § 1915(a); LSR 1-1, LSR 1-2. Brooks has up to and including May 31, 2024, to either pay the \$5 filing fee or file a complete IFP Application.

IT IS THEREFORE ORDERED that the initial screening of the Petition for Writ of Habeas Corpus under 28 U.S.C. § 2254 (ECF No. 1-1) under the Rules Governing Section 2254 Cases is deferred until such time as Brooks has fully complied with this Order.

1 **IT IS FURTHER ORDERED** that on or before May 31, 2024, Brooks must (1) file an
2 IFP Application on the approved form with the three supporting documents listed above, or (2)
3 pay the \$5 filing fee. Brooks's failure to comply with this Order will result in the dismissal of this
4 action without prejudice and without further advance notice.

5 **IT IS FURTHER ORDERED** that the Clerk of Court send Brooks one blank copy of the
6 IFP Application form for inmates along with instructions.

7 Dated: April 8, 2024



Gloria M. Navarro, Judge
United States District Court